

Union Calendar No. 465

103D CONGRESS
2D SESSION

S. 455

[Report No. 103-838]

AN ACT

To amend title 31, United States Code, to increase Federal payments to units of general local government for entitlement lands, and for other purposes.

OCTOBER 5, 1994

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 1994

Referred to the Committee on Natural Resources

OCTOBER 5, 1994

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

AN ACT

To amend title 31, United States Code, to increase Federal payments to units of general local government for entitlement lands, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Payments In Lieu of
5 Taxes Act”.

1 **SEC. 2. INCREASE IN PAYMENTS FOR ENTITLEMENT**
2 **LANDS.**

3 (a) INCREASE BASED ON CONSUMER PRICE
4 INDEX.—Section 6903(b)(1) of title 31, United States
5 Code, is amended—

6 (1) in subparagraph (A), by striking “75 cents
7 for each acre of entitlement land” and inserting “93
8 cents during fiscal year 1995, \$1.11 during fiscal
9 year 1996, \$1.29 during fiscal year 1997, \$1.47
10 during fiscal year 1998, and \$1.65 during fiscal year
11 1999 and thereafter, for each acre of entitlement
12 land”; and

13 (2) in subparagraph (B), by striking “10 cents
14 for each acre of entitlement land” and inserting “12
15 cents during fiscal year 1995, 15 cents during fiscal
16 year 1996, 17 cents during fiscal year 1997, 20
17 cents during fiscal year 1998, and 22 cents during
18 fiscal year 1999 and thereafter, for each acre of en-
19 titlement land”.

20 (b) INCREASE IN POPULATION CAP.—Section
21 6903(c) of title 31, United States Code, is amended—

22 (1) in paragraph (1), by striking “\$50 times
23 the population” and inserting “the highest dollar
24 amount specified in paragraph (2)”; and

25 (2) in paragraph (2), by amending the table at
26 the end to read as follows:

“If population equals—	the limitation is equal to the population times—
5,000	\$110.00
6,000	103.00
7,000	97.00
8,000	90.00
9,000	84.00
10,000	77.00
11,000	75.00
12,000	73.00
13,000	70.00
14,000	68.00
15,000	66.00
16,000	65.00
17,000	64.00
18,000	63.00
19,000	62.00
20,000	61.00
21,000	60.00
22,000	59.00
23,000	59.00
24,000	58.00
25,000	57.00
26,000	56.00
27,000	56.00
28,000	56.00
29,000	55.00
30,000	55.00
31,000	54.00
32,000	54.00
33,000	53.00
34,000	53.00
35,000	52.00
36,000	52.00
37,000	51.00
38,000	51.00
39,000	50.00
40,000	50.00
41,000	49.00
42,000	48.00
43,000	48.00
44,000	47.00
45,000	47.00
46,000	46.00
47,000	46.00
48,000	45.00
49,000	45.00
50,000	44.00.”.

1 **SEC. 3. INDEXING OF PILT PAYMENTS FOR INFLATION; IN-**
2 **STALLMENT PAYMENTS.**

3 Section 6903 of title 31, United States Code, is
4 amended by adding at the end the following new sub-
5 section:

6 “(d) On October 1 of each year after the date of en-
7 actment of the Payment in Lieu of Taxes Act, the Sec-
8 retary of the Interior shall adjust each dollar amount spec-
9 ified in subsections (b) and (c) to reflect changes in the
10 Consumer Price Index published by the Bureau of Labor
11 Statistics of the Department of Labor, for the 12 months
12 ending the preceding June 30.”.

13 **SEC. 4. LAND EXCHANGES.**

14 Section 6902 of title 31, United States Code, is
15 amended to read as follows:

16 **“§ 6902. Authority and Eligibility.**

17 “(a) The Secretary of the Interior shall make a pay-
18 ment for each fiscal year to each unit of general local gov-
19 ernment in which entitlement land is located, as set forth
20 in this chapter. A unit of general local government may
21 use the payment for any governmental purpose.

22 “(b) A unit of general local government may not re-
23 ceive a payment for land for which payment under this
24 Act otherwise may be received if the land was owned or
25 administered by a State or unit of general local govern-
26 ment and was exempt from real estate taxes when the land

1 was conveyed to the United States except that a unit of
 2 general local government may receive a payment for—

3 “(1) land a State or unit of general local gov-
 4 ernment acquires from a private party to donate to
 5 the United States within 8 years of acquisition;

6 “(2) land acquired by a State through an ex-
 7 change with the United States if such land was enti-
 8 tlement land as defined by this chapter; or

9 “(3) land in Utah acquired by the United
 10 States for Federal land, royalties, or other assets if,
 11 at the time of such acquisition, a unit of general
 12 local government was entitled under applicable State
 13 law to receive payments in lieu of taxes from the
 14 State of Utah for such land: *Provided, however,* That
 15 no payment under this paragraph shall exceed the
 16 payment that would have been made under State law
 17 if such land had not been acquired.”.

18 **SEC. 5. EFFECTIVE DATE; TRANSITION PROVISIONS.**

19 (a) EFFECTIVE DATES.—

20 (1) IN GENERAL.—Except as provided in para-
 21 graph (2), this Act and the amendments made by
 22 this Act shall become effective on October 1, 1994.

23 (2) LIMITATION.—The amendment made by
 24 section 2(b)(2) shall become effective on October 1,
 25 1998.

1 (b) TRANSITION PROVISIONS.—

2 (1) FISCAL YEAR 1995.—During fiscal year
 3 1995, the table at the end of section 6903(c)(2) of
 4 title 31, United States Code, is amended to read as
 5 follows:

“If population equals—	the limitation is equal to the population times—
5,000	\$62.00
6,000	58.00
7,000	54.50
8,000	51.00
9,000	47.00
10,000	43.50
11,000	42.00
12,000	41.00
13,000	40.00
14,000	38.50
15,000	37.00
16,000	36.50
17,000	36.00
18,000	35.50
19,000	34.50
20,000	34.00
21,000	33.75
22,000	33.50
23,000	33.00
24,000	32.50
25,000	32.25
26,000	32.00
27,000	31.75
28,000	31.50
29,000	31.25
30,000	31.00
31,000	30.75
32,000	30.50
33,000	30.00
34,000	29.75
35,000	29.50
36,000	29.25
37,000	28.75
38,000	28.50
39,000	28.25
40,000	28.00
41,000	27.50
42,000	27.25
43,000	27.00
44,000	26.50

45,000	26.25
46,000	26.00
47,000	25.75
48,000	25.50
49,000	25.00
50,000	24.75.”.

1 (2) FISCAL YEAR 1996.—During fiscal year
2 1996, the table at the end of section 6903(c)(2) of
3 title 31, United States Code, is amended to read as
4 follows:

“If population equals—	the limitation is equal to the population times—
5,000	\$74.00
6,000	69.50
7,000	65.00
8,000	61.00
9,000	56.00
10,000	52.00
11,000	50.50
12,000	49.00
13,000	47.50
14,000	46.00
15,000	44.50
16,000	43.50
17,000	43.00
18,000	42.00
19,000	41.50
20,000	41.00
21,000	40.25
22,000	40.00
23,000	39.50
24,000	39.00
25,000	38.50
26,000	38.25
27,000	38.00
28,000	37.50
29,000	37.25
30,000	37.00
31,000	36.75
32,000	36.25
33,000	36.00
34,000	35.50
35,000	35.00
36,000	34.75
37,000	34.50
38,000	34.00
39,000	33.75

40,000	33.25
41,000	33.00
42,000	32.50
43,000	32.25
44,000	32.00
45,000	31.50
46,000	31.00
47,000	30.75
48,000	30.50
49,000	30.00
50,000	29.50.”.

1 (3) FISCAL YEAR 1997.—During fiscal year
2 1997, the table at the end of section 6903(c)(2) of
3 title 31, United States Code, is amended to read as
4 follows:

“If population equals—	the limitation is equal to the population times—
5,000	\$86.00
6,000	81.00
7,000	76.00
8,000	71.00
9,000	65.50
10,000	60.00
11,000	58.50
12,000	57.00
13,000	55.00
14,000	53.50
15,000	51.50
16,000	51.00
17,000	50.00
18,000	49.00
19,000	48.00
20,000	47.50
21,000	47.25
22,000	46.25
23,000	46.00
24,000	45.25
25,000	45.00
26,000	44.50
27,000	44.00
28,000	43.75
29,000	43.50
30,000	43.00
31,000	42.50
32,000	42.00
33,000	41.75
34,000	41.25

35,000	41.00
36,000	40.50
37,000	40.00
38,000	39.50
39,000	39.00
40,000	38.75
41,000	38.25
42,000	38.00
43,000	37.50
44,000	37.00
45,000	36.50
46,000	36.00
47,000	35.75
48,000	35.25
49,000	35.00
50,000	34.50.”.

1 (4) FISCAL YEAR 1998.—During fiscal year
2 1998, the table at the end of section 6903(c)(2) of
3 title 31, United States Code, is amended to read as
4 follows:

“If population equals—	the limitation is equal to the population times—
5,000	\$98.00
6,000	92.00
7,000	86.00
8,000	80.50
9,000	74.50
10,000	68.50
11,000	66.50
12,000	64.50
13,000	63.00
14,000	61.00
15,000	59.00
16,000	58.00
17,000	57.00
18,000	56.00
19,000	55.00
20,000	54.00
21,000	53.50
22,000	52.75
23,000	52.00
24,000	51.50
25,000	51.00
26,000	50.50
27,000	50.25
28,000	50.00
29,000	49.50

30,000	49.00
31,000	48.50
32,000	48.00
33,000	47.50
34,000	47.00
35,000	46.50
36,000	46.00
37,000	45.50
38,000	45.00
39,000	44.50
40,000	44.00
41,000	43.50
42,000	43.00
43,000	42.75
44,000	42.25
45,000	41.75
46,000	41.25
47,000	40.75
48,000	40.25
49,000	39.75
50,000	39.25.'.

Passed the Senate April 13 (legislative day, April 11), 1994.

Attest:

WALTER J. STEWART,

Secretary.